

NOV 03 2005

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*PATENT, TRADEMARK, COPYRIGHT
AND UNFAIR COMPETITION LAW
AND RELATED LITIGATION*

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TO: Examiner Ralph A. Lewis, Art Unit 3732
U.S. Patent and Trademark Office

RE: U.S. Patent Application Serial
No. 10/656,490

FROM: Kurt A. Summe, Esquire

Our Ref.: DEME-10C

Pages (including cover page): 7

Fax No.: 571.273.8300

Date: November 3, 2005

MESSAGE: Please enter the attached Submission for Supplemental Oath/Declaration in Continuation Case in the above-referenced pending patent application.

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Catherine M. Peck
Catherine M. Peck

11/3/05
Date

PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------|---|------------|----------------|
| Applicant: | Kovac et al. | Art Unit: | 3732 |
| Serial No. | 10/656,490 | Examiner: | Ralph A. Lewis |
| Filed: | September 5, 2003 | Conf. No.: | 8368 |
| Title: | APPARATUS AND METHOD FOR CURING MATERIALS WITH RADIATION | | |

Cincinnati, Ohio

November 3, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF SUPPLEMENTAL OATH/DECLARATION IN CONTINUATION CASE

Applicants submit herein a substitute or supplemental copy of the Declaration to replace the copy of the earlier Declaration, which was inadvertently filed in this case.

This application was filed as a Continuation to parent U.S. Patent Application Serial No. 09/632,260 (now U.S. Patent No. 6,692,251). The inventors of the subject matter claimed in that parent application are Joseph N. Logan and Raymond L. Knox. The parent '260 application was a C-I-P of the ultimate grandparent application 09/009,205 (U.S. Patent No. 6,200,134). The inventors of the subject matter of that grandparent application are Josef Kovac and Raymond L. Knox. Raymond L. Knox was the common inventor, whereas the grandparent case included Mr. Knox with Mr. Josef Kovac and the parent application included Mr. Knox with Mr. Joseph Logan.

The subject matter claimed in the present application is subject matter from the grandparent application of Josef Kovac and Raymond L. Knox. However, when this currently pending application was initially filed, a copy of the Declaration from the related parent case, and not the grandparent case, was included with the filing papers. While all the filing transmittal papers filed with the currently pending case name the proper inventive entity for the claimed subject matter in this application as Josef Kovac and Raymond L. Knox, the copy of the executed Declaration that was initially forwarded was one for the related case naming Joseph N. Logan and Raymond L. Knox. Because of the similarities in the names of the two other inventors in each case (Josef Kovac/Joseph Logan), the Applicants' undersigned representative did not notice this discrepancy until now that the copy of the Declaration was for a related parent case. The original Official Filing Receipt indicated Joseph N. Logan and Raymond L. Knox as the inventors, rather than Josef Kovac and Raymond L. Knox, as noted in the original transmittal papers filed in the currently pending application.

Further contributing to this error is the fact that a related Continuation application was also filed on the same day for the subject matter in the parent case and which did properly list Joseph N. Logan and Raymond L. Knox in the transmittal papers and also had the proper copy of the previously submitted Declaration.

Accordingly, the enclosed Declaration is a copy of that Declaration corresponding to the original grandparent case, U.S. Patent No. 6,200,134. Since the subject matter currently claimed in this case is directed to that parent inventive entity (Josef Kovac/Raymond L. Knox), this Declaration copy should be entered into the case to replace the copy of the Declaration currently filed, which names Joseph N. Logan and

Raymond L. Knox as the inventors.

To the best of Applicant's knowledge, no fees are believed to be due with this submission. However, if any charges or credits are necessary to complete this communication, please apply them to Deposit Account 23-3000.

Respectfully submitted,



Kurt A. Summe, Reg. No. 36,023

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